

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

TRUMAN S. BENJAMIN,

Plaintiff

vs.

SERGEANT J. BETTIS, et al.,

Defendants

Case No. 2:07-cv-01999-VEH-HGD

MEMORANDUM OF OPINION

The magistrate judge filed a report and recommendation on December 17, 2007, recommending that this action filed pursuant to 42 U.S.C. § 1983 be dismissed under 28 U.S.C. § 1915A(b). No objections have been filed.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the Court is of the opinion that the magistrate judge's report is due to be and is hereby **ADOPTED** and the recommendation is **ACCEPTED**. Accordingly, the complaint is due to be dismissed pursuant to 28 U.S.C. § 1915A(b). A Final Judgment will be entered.

DONE this the 11th day of February, 2008.

A handwritten signature in black ink, appearing to read "V. Hopkins", written over a horizontal line.

VIRGINIA EMERSON HOPKINS

United States District Judge